

PATENT
Customer No. 22,852
Attorney Docket No. 05725.0631-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Gérard LANG et al.)	Group Art Unit: 1751
)	
Application No.: 10/826,333)	Examiner: E. Elhilo
)	
Filed: April 19, 2004)	
)	
For: COMPOSITION FOR THE)	Confirmation No.: 9486
OXIDATION DYEING OF)	
KERATINOUS FIBRES)	
CONTAINING A LACCASE AND)	
DYEING METHOD USING THIS)	
COMPOSITION)	

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(i)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(i), Applicants bring to the attention of the Examiner the documents listed on the attached IDS Form PTO/SB/08. This Information Disclosure Statement(IDS) is being filed together with the payment of the issue fee in the above-referenced application.

Applicants refer the Examiner to M.P.E.P. 609, which states:

The examiner will consider information which has been considered by the Office in a parent application when examining . . . a continuation application filed under 37 CFR 1.53(b). . . . A listing of the information need not be resubmitted in the continuing application unless the applicant desires the information to be printed on the patent.

Here, the listing of documents on the attached form PTO SB/08 is submitted solely for the purpose set forth in M.P.E.P. 609 with respect to continuation applications, i.e., so that the Examiner may initial the citations in order that they appear on the face of the printed patent. The listed documents are of record, cited by Applicants or the Examiner, in parent application no. 09/600,133, filed July 12, 2000, upon which Applicants rely for the priority benefits under 35 U.S.C. § 120. Accordingly, the Examiner has already considered them, as directed by the M.P.E.P., to reach the decision of allowing the present claims. Since they were previously submitted in the parent case, copies of the listed documents are not enclosed.

Applicants respectfully request that the Examiner acknowledge his consideration of the listed documents by making appropriate notations on the attached form.

The following relates to the non-English language documents:

1. **DE 23 59 399** - This document is believed to be related to U.S. Patent No. 4,003,699, submitted in parent application.
2. **DE 38 43 892** - This document is believed to be related to U.S. Patent No. 5,061,289, submitted in the parent application.
3. **DE 41 33 957** - This document is believed to be related to U.S. Patent No. 5,380,340, submitted in the parent application.
4. **DE 195 43 988** - This document is believed to be related to U.S. Patent No. 5,766,576, submitted in the parent application.
5. **DE 196 47 494** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted in the parent application.

6. **EP 0 504 005** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted in the parent application.
7. **EP 0 795 313** - This document is believed to be related to U.S. Patent No 5,849,041, submitted in the parent application.
8. **FR 2 112 549** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted in the parent application.
9. **FR 2, 586 913** - This document is believed to be related to U.S. Patent No. 4,823,985, submitted in the parent application.
10. **FR 2 694 018** - An abstract of the disclosure of this document can be found in the English language Derwent abstract submitted in the parent application.
11. **FR 2 733 749** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted in the parent application.
12. **JP 2-19576** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted in the parent application.
13. **JP 5-163124** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted in the parent application.
14. **WO 94/08969** - An English language abstract of this foreign language document can be found on the title page of this document submitted in the parent application.
15. **WO 94/08970** - An English language abstract to this foreign language document can be found on the title page of this document submitted in the parent application.

16. **WO 96/15765** - An English language abstract of this foreign language document can be found on the title page of this document submitted in the parent application.

Additionally, Applicants would like to bring to the Examiner's attention the following co-pending applications, all of which have the same earliest filing date as the present application and all of which relate to similar subject matter. ***Applicants note that applications listed in the IDS filed in the parent application and not listed below have now issued as U.S. patents and are listed as document nos. 11 through 18 on the attached SB/08:***

1. **Title:** KERATINOUS FIBRE DYEING COMPOSITION CONTAINING A LACCASE AND DYEING METHOD USING SAME
Application No.: 11/060,579 (Rule 53(b) continuation of no. 09/600,129)
By: Gérard LANG et al.
Filed: February 28, 2005 (parent filed July 12, 2000)
Attorney Docket No.: 05725.0621-01000
2. **Title:** DYEING COMPOSITION CONTAINING A LACCASE AND KERATINOUS FIBRE DYEING METHOD
Serial No.: 10/992,474 (Rule 53(b) continuation of no. 09/600,132)
By: Gérard LANG et al.
Filed: November 19, 2004 (parent filed July 12, 2000)
Attorney Docket No.: 05725.0623-01000
3. **Title:** KERATINOUS FIBRE OXIDATION DYEING COMPOSITION CONTAINING A LACCASE AND DYEING METHOD USING SAME
Serial No.: 11/045,516 (Rule 53(b) continuation of no. 09/600,136)
By: Gérard LANG et al.
Filed: January 31, 2005 (parent filed July 12, 2000)
Attorney Docket No.: 05725.0629-01000
4. **Title:** COMPOSITION FOR THE OXIDATION DYEING OF KERATINOUS FIBRES CONTAINING A LACCASE AND DYEING METHOD USING THIS COMPOSITION
Serial No.: 10/973,242 (Rule 53(b) continuation of no. 09/600,134)
By: Gérard LANG et al.
Filed: October 27, 2004 (parent filed July 12, 2000)
Attorney Docket No.: 05725.0654-01000

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

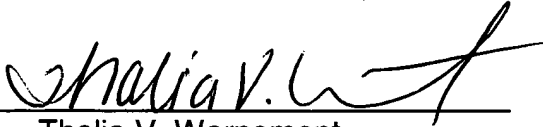
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: September 27, 2005

By: 
Thalia V. Warnement
Reg. No. 39,064

Complete if Known

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

1

of

2

Application Number

10/826,333

Filing Date

April 19, 2004

First Named Inventor

Gérard LANG et al.

Art Unit

1751

Examiner Name

E. Elhilo

Attorney Docket Number

05725.0631-01

U.S. PATENTS APPLICATIONS

Examiner Initials	Cite No.	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code (if known)			
	1	3,251,742	05-17-1966	Soloway	
	2	4,003,699	01-18-1977	Rose et al.	
	3	4,823,985	04-25-1989	Grollier et al.	
	4	5,061,289	10-29-1991	Clausen et al.	
	5	5,380,340	01-10-1995	Neunhoeffter et al.	
	6	5,766,576	06-16-1998	Lowe et al.	
	7	5,849,041	12-15-1998	Kunz et al.	
	8	5,710,311	01-20-1998	Junino et al.	
	9	6,090,160	07-18-2000	Junino et al.	
	10	6,129,770	10-10-2000	Deutz et al.	
	11	6,383,231	05-07-2002	Lang et al.	
	12	6,471,730	10-29-2002	Lang et al.	
	13	6,537,328	03-25-2003	Lang et al.	
	14	6,551,359	04-22-2003	Lang et al.	
	15	6,576,024	06-10-2003	Lang et al.	
	16	6,599,329	07-29-2003	Lang et al.	
	17	6,626,962	09-30-2003	Lang et al.	
	18	6,893,470	05-17-2005	Lang et al.	

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications are not required.

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation
		Country Code Number Kind Code (if known)				
	19	DE 23 59 399	06-12-1975	Henkel & Cie GmbH		No
	20	DE 38 43 892	06-28-1990	Wella AG		No
	21	DE 41 33 957	04-15-1993	Wella AG		No
	22	DE 195 43 988	05-28-1997	Wella AG		No
	23	EP 0 504 005	09-16-1992	Perma Société Anonyme		Abstract

Examiner
Signature

Date

Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Complete if Known

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 2 of 2

Application Number	10/826,333
Filing Date	April 19, 2004
First Named Inventor	Gérard LANG et al.
Art Unit	1751
Examiner Name	E. Elhilo
Attorney Docket Number	05725.0631-01

FOREIGN PATENT DOCUMENTS

24	FR 2 112 549	06-16-1972	The Procter & Gamble Co.	Abstract
25	FR 2 586 913	03-13-1987	L'Oreal S.A.	No
26	FR 2 694 018	01-28-1994	Richard Martin et al.	Abstract
27	FR 2 733 749	11-08-1996	L'Oreal S.A.	Abstract
28	GB 1 026 978	04-20-1966	Schwarzkopf	
29	GB 1 153 196	05-29-1969	Schwarzkopf	
30	WO 94/08969	04-28-1994	Wella AG	Abstract
31	WO 94/08970	04-28-1994	Wella AG	Abstract
32	WO 95/07988	03-23-1995	Novo Nordisk A/S	
33	WO 95/33836	12-14-1995	Novo Nordisk Biotech, Inc.	
34	WO 95/33837	12-14-1995	Novo Nordisk Biotech, Inc.	
35	WO 96/00290	01-04-1996	Novo Nordisk Biotech, Inc.	
36	WO 96/15765	05-30-1996	Henkel KGAA	Abstract
37	WO 97/19998	06-05-1997	Novo Nordisk A/S	
38	WO 97/19999	06-05-1997	Novo Nordisk A/S	
39	JP 2-19576	01-23-1990	Kao Corp.	Abstract
40	JP 5-163124	06-29-1993	Ogawa Masahiko et al.	Abstract
41	DE 196 47 494	04-09-1998	Dr. Manuela Kunz et al.	Abstract
42	EP 0 795 313	09-17-1997	Wella Aktiengesellschaft	No

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
	43	English Language Derwent Abstract of EP 0 504 005	
	44	English Language Derwent Abstract of FR 2 112 549	
	45	English Language Derwent Abstract of FR 2 694 018	
	46	English Language Derwent Abstract of FR 2 733 749	
	47	English Language Derwent Abstract of JP 2-19576	
	48	English Language Derwent Abstract of JP 5-163124	
	49	English Language Derwent Abstract of DE 196 47 494	

Examiner
SignatureDate
Considered

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